



General Assembly

Bill No. 1301

June Special Session, 2011

LCO No. 8738

08738_____

Referred to Committee on No Committee

Introduced by:

SEN. WILLIAMS, 29th Dist.

REP. DONOVAN, 84th Dist.

***AN ACT CONCERNING THE BUDGET FOR THE BIENNIUM ENDING
JUNE 30, 2013.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (*Effective from passage*) (a) The following reductions from
2 TOTAL - GENERAL FUND appropriations in section 67 of public act
3 11-61 are eliminated for the annual periods indicated:

T1		2011-2012	2012-2013
T2	Labor-Management Savings - Legislative	-4,586,734	-6,671,872
T3	Labor Management Savings - Executive	-625,947,354	-806,963,225
T4	Labor Management Savings - Judicial	-27,670,929	-30,622,622

- 4 (b) The following reductions from TOTAL - GENERAL FUND
5 appropriations in section 67 of public act 11-61 are added for the
6 annual periods indicated:

T5		2011-2012	2012-2013
T6	Budget savings and employee reduction lapse - Legislative	-9,000,000	-13,000,000

T7	Budget savings and employee reduction lapse - Executive	-543,777,737	-724,632,425
T8	Budget savings and employee reduction lapse - Judicial	-43,205,632	-42,961,413

7 (c) The NET - GENERAL FUND appropriations in section 67 of
8 public act 11-61 are increased by the following amounts for the annual
9 periods indicated:

T9		2011-2012	2012-2013
T10	NET - GENERAL FUND	62,221,648	63,663,881

10 Sec. 2. (*Effective from passage*) (a) The following reduction from
11 TOTAL - SPECIAL TRANSPORTATION FUND appropriations in
12 section 68 of public act 11-61 is eliminated for the annual periods
13 indicated:

T11		2011-2012	2012-2013
T12	Labor-Management Savings	-42,536,383	-56,949,138

14 (b) The following reduction from TOTAL - SPECIAL
15 TRANSPORTATION FUND appropriations in section 68 of public act
16 11-61 is added for the annual periods indicated:

T13		2011-2012	2012-2013
T14	Budget savings and employee reduction lapse	-104,758,031	-120,613,019

17 (c) The NET - SPECIAL TRANSPORTATION FUND appropriations
18 in section 68 of public act 11-61 are reduced by the following amounts
19 for the annual periods indicated:

T15		2011-2012	2012-2013
T16	NET SPECIAL TRANSPORTATION FUND	62,221,648	63,663,881

20 Sec. 3. Subsection (a) of section 110 of public act 11-6 is repealed and
21 the following is substituted in lieu thereof (*Effective from passage and*

22 *applicable to taxable years commencing on or after January 1, 2011):*

23 (a) Any resident of this state, as defined in subdivision (1) of
24 subsection (a) of section 12-701 of the general statutes, who is subject to
25 the tax imposed under chapter 229 of the general statutes for any
26 taxable year shall be allowed a credit against the tax otherwise due
27 under such chapter in an amount equal to ~~[thirty]~~ twenty-five per cent
28 of the earned income credit claimed and allowed for the same taxable
29 year under Section 32 of the Internal Revenue Code, as defined in
30 subsection (a) of section 12-701 of the general statutes.

31 Sec. 4. Subsection (c) of section 110 of public act 11-6 is repealed and
32 the following is substituted in lieu thereof (*Effective from passage and*
33 *applicable to taxable years commencing on or after January 1, 2011):*

34 (c) If a married individual who is otherwise eligible for the credit
35 allowed hereunder has filed a joint federal income tax return for the
36 taxable year, but is required to file a separate return under said chapter
37 229 of the general statutes for such taxable year, the credit for which
38 such individual is eligible under this section shall be an amount equal
39 to ~~[thirty]~~ twenty-five per cent of the earned income credit claimed and
40 allowed for such taxable year under said Section 32 of the Internal
41 Revenue Code multiplied by a fraction, the numerator of which is such
42 individual's federal adjusted gross income, as reported on such
43 individual's separate return under said chapter 229, and the
44 denominator of which is the federal adjusted gross income, as reported
45 on the joint federal income tax return.

46 Sec. 5. (*Effective from passage*) Notwithstanding the provisions of
47 section 4-39 of the general statutes or any other provision of the
48 general statutes, from July 1, 2011, until September 30, 2011, the
49 Governor shall determine the amount of any appropriation made by
50 the General Assembly to any department, institution or agency for the
51 financing of functions, powers or duties that are transferred or
52 assigned under the provisions of any act of the General Assembly or as
53 a result of reorganization due to a reduction in the number of

54 employees or reduction of allotment requisitions or allotments in force
55 and shall have full authority, with the approval of the Finance
56 Advisory Committee, to transfer any such amount to the department,
57 institution, agency or authority to which any such personnel, function,
58 power or duty is transferred or assigned.

59 Sec. 6. (*Effective from passage*) Notwithstanding the provisions of
60 subsections (b) and (c) of section 4-85 of the general statutes or of any
61 other provision of the general statutes, from July 1, 2011, until
62 September 30, 2011, any allotment requisition and any allotment in
63 force shall be subject to the following: If the Governor determines that
64 a fiscal exigency related to the budget adopted for the fiscal years
65 ending June 30, 2012, and June 30, 2013, requires that certain
66 reductions should be made in allotment requisitions or allotments in
67 force or that estimated budget resources during either fiscal year will
68 be insufficient to finance all appropriations in full and that the
69 reductions made pursuant to subsection (b) of section 4-85 of the
70 general statutes will not be sufficient to address such exigency or
71 insufficiency, the Governor may, on or after July 1, 2011, modify such
72 allotment requisitions or allotments in force to the extent the Governor
73 deems necessary in accordance with the provisions of this section.
74 Before such modifications are effected, the Governor shall file a report
75 with the joint standing committees of the General Assembly having
76 cognizance of matters relating to appropriations and the budgets of
77 state agencies and finance, revenue and bonding describing the
78 exigency which makes it necessary that certain reductions should be
79 made or the basis for his determination that estimated budget
80 resources will be insufficient to finance all appropriations in full. No
81 modification of an allotment requisition or an allotment in force made
82 by the Governor pursuant to this section shall result in a reduction of
83 more than ten per cent of the total appropriation from any fund or
84 more than ten per cent of any specific appropriation. The Governor
85 may modify allotments for aid to municipalities on a pro rata basis in
86 an amount not to exceed two per cent of the total of all appropriations
87 for aid to municipalities, except that the Governor shall not be

88 authorized to reduce allotment requisitions or allotments in force for
89 grants for education equalization aid under section 10-264 of the
90 general statutes. The provisions of this section shall not apply in time
91 of war, invasion or emergency caused by natural disaster.

92 Sec. 7. (*Effective from passage*) (a) Notwithstanding the provisions of
93 section 4-87 of the general statutes or of any other provision of the
94 general statutes, from July 1, 2011, until September 30, 2011, whenever
95 any specific appropriation of a budgeted agency proves insufficient to
96 pay the expenditures required for the statutory purposes for which
97 such appropriation was made, the Governor may, at the request of the
98 budgeted agency, transfer from any other specific appropriation of
99 such budgeted agency such amount as the Governor deems necessary
100 to meet such expenditures, except that transfers made from
101 appropriations for fringe benefits to the operating funds of any
102 constituent unit of the state system of higher education may be made
103 only at the close of the fiscal year. No transfer to or from any specific
104 appropriation of a sum or sums of over two hundred fifty thousand
105 dollars or ten per cent of any such specific appropriation, whichever is
106 greater, shall be made under this section in any one fiscal year without
107 the consent of the Finance Advisory Committee, except for transfers
108 made from appropriations for fringe benefits to the operating funds of
109 any constituent unit of the state system of higher education.
110 Notification of all transfers made shall be sent to the joint standing
111 committee of the General Assembly having cognizance of matters
112 relating to appropriations and the budgets of state agencies, through
113 the Office of Fiscal Analysis.

114 (b) Notwithstanding the provisions of section 4-87 of the general
115 statutes or of any other provision of the general statutes, from July 1,
116 2011, until September 30, 2011, when, as a result of employee
117 reductions, the work, procedures or organization of any budgeted
118 agency is modified in any respect, the Secretary of the Office of Policy
119 and Management may prepare and submit to the Governor said
120 secretary's recommendations to increase or decrease the number of

121 appropriation functions, work locations and authorized position
122 counts of such budgeted agency and the amounts therefore. The
123 Governor shall have full authority, with the approval of the Finance
124 Advisory Committee, to make such revision and to certify the same to
125 the Secretary of the State and the Comptroller. Appropriation revisions
126 approved by the Governor for any specific agency shall not exceed in
127 total the amount originally appropriated for that agency.

128 Sec. 8. (*Effective from passage*) (a) The Secretary of the Office of Policy
129 and Management shall recommend to the Governor reductions in
130 expenditures for the executive branch for the fiscal years ending June
131 30, 2012, and June 30, 2013, and shall, upon approval of the Governor,
132 reduce such expenditures by the amount of the executive branch
133 budget savings and employee reductions in sections 1 and 2 of this act
134 during each such fiscal year.

135 (b) The Joint Committee on Legislative Management shall monitor
136 the expenditures of the legislative branch during the fiscal years
137 ending June 30, 2012, and June 30, 2013, and shall reduce expenditures
138 during such fiscal years by the amount of the legislative branch budget
139 savings and employee reductions in section 1 of this act during each
140 such fiscal year.

141 (c) (1) The Chief Court Administrator shall monitor the
142 expenditures of the judicial branch during the fiscal years ending June
143 30, 2012, and June 30, 2013, and shall reduce expenditures as approved
144 by the Chief Justice during such fiscal years by the amount of judicial
145 branch budget savings and employee reductions in section 1 of this act
146 during each such fiscal year, provided no reduction made to
147 expenditures for the Court Support Services Division shall result in the
148 elimination or significant diminishment of any program or service
149 provided by said division.

150 (2) The Chief Public Defender shall monitor the expenditures of the
151 Public Defenders Services Division during the fiscal years ending June
152 30, 2012, and June 30, 2013, and shall reduce expenditures during such

153 fiscal years by the amount of judicial branch budget savings and
154 employee reductions in section 1 of this act attributable to said division
155 during each such fiscal year.

156 (d) Notwithstanding the provisions of sections 10a-77, 10a-99, 10a-
157 105 and 10a-143 of the general statutes, the Office of Policy and
158 Management may reduce appropriations in accordance with any
159 unallocated lapse amounts for the fiscal years ending June 30, 2012,
160 and June 30, 2013, from regional community-technical colleges, the
161 Connecticut State University, The University of Connecticut, The
162 University of Connecticut Health Center and the Board of State
163 Academic Awards, and any reduction in appropriations in accordance
164 with this section shall be credited to the General Fund.

165 Sec. 9. Subsection (c) of section 13b-61c of the general statutes, as
166 amended by section 161 of public act 11-61, is repealed and the
167 following is substituted in lieu thereof (*Effective July 1, 2011*):

168 (c) For the fiscal year ending June 30, 2012, the Comptroller shall
169 transfer the sum of [eighty-one million five hundred fifty thousand]
170 forty-one million dollars from the resources of the General Fund to the
171 Special Transportation Fund.

172 Sec. 10. (*Effective July 1, 2011*) Up to \$23,266,835 of the unexpended
173 balance of funds appropriated to Debt Service - State Treasurer, for
174 Debt Service, in section 1 of public act 10-179 shall not lapse on June
175 30, 2011, and \$21,371,068 of such funds shall be available for
176 expenditure for debt service during the fiscal year ending June 30,
177 2012, and \$1,895,767 shall be available for expenditure for debt service
178 during the fiscal year ending June 30, 2013.

179 Sec. 11. Section 165 of public act 11-61 is repealed and the following
180 is substituted in lieu thereof (*Effective from passage*):

181 (a) Not later than five calendar days after [the] an agreement
182 between the state and the State Employees Bargaining Agent Coalition,

183 signed by both parties, [on May 27, 2011,] is filed with the clerks of the
184 Senate and House of Representatives, or [June 30] August 31, 2011,
185 whichever occurs first, the General Assembly may call itself into
186 special session for the purpose of approving said agreement.
187 Notwithstanding the provisions of [section 12 of public act 11-6,]
188 section 5-278 of the general statutes and joint rule 31 of the Joint Rules
189 of the Senate and House of Representatives for the 2011-12 legislative
190 term, if the General Assembly does not call itself into special session in
191 accordance with this subsection, said agreement and any appendices
192 filed with said agreement shall be deemed approved by the General
193 Assembly.

194 (b) Notwithstanding any other provision of the general statutes and
195 except as provided in subsections (c), (d) and (e) of this section, the
196 Commissioner of Administrative Services and the Secretary of the
197 Office of Policy and Management shall apply terms comparable to
198 those contained in [the] an agreement described in subsection (a) of
199 this section to all nonrepresented classified and unclassified officers
200 and employees upon approval or deemed approval of said agreement
201 in accordance with subsection (a) of this section, except that terms
202 concerning wages for employees of the legislative branch shall be
203 applied by the Joint Committee on Legislative Management in
204 accordance with subsection (e) of this section. On or before [June]
205 September 30, 2011, the Secretary of the Office of Policy and
206 Management shall submit a plan to the joint standing committee of the
207 General Assembly having cognizance of matters relating to
208 appropriations and the budgets of state agencies detailing how the
209 terms of said agreement will apply to nonrepresented classified and
210 unclassified officers and employees. On or before [June] September 30,
211 2011, the Chief Court Administrator and the Executive Director of
212 Legislative Management shall submit a plan to the joint standing
213 committee of the General Assembly having cognizance of matters
214 relating to appropriations and the budgets of state agencies detailing
215 how the terms of said agreement will apply to nonrepresented
216 classified and unclassified officers and employees of the Judicial

217 Department and the legislative branch.

218 (c) On or before [August] October 1, 2011, and notwithstanding the
 219 provisions of sections 5-213, 31-277, 51-279, 51-287a and 51-295b of the
 220 general statutes, for nonrepresented classified and unclassified officers
 221 and employees of the executive branch, the constituent units of higher
 222 education and the Board of Regents for Higher Education, the
 223 Commissioner of Administrative Services and the Secretary of the
 224 Office of Policy and Management shall implement changes to
 225 longevity payments for such officers and employees comparable to the
 226 longevity payment provisions of [the] an agreement [described in]
 227 approved or deemed approved in accordance with subsection (a) of
 228 this section.

229 (d) On or before [August] October 1, 2011, and notwithstanding the
 230 provisions of sections 45a-75, 46b-233, 51-12 and 51-47, the Chief Court
 231 Administrator or the judges of the Supreme Court shall consider and
 232 implement changes to longevity payments and wages for officers and
 233 employees of the Judicial Department comparable to the longevity and
 234 wage payment provisions of [the] an agreement [described in]
 235 approved or deemed approved in accordance with subsection (a) of
 236 this section. Nothing in this subsection shall apply said wage
 237 provisions to any such officers or employees whose wages are
 238 established by statute.

239 (e) On or before [August] October 1, 2011, and notwithstanding any
 240 provisions of the general statutes, the Joint Committee on Legislative
 241 Management shall consider and implement changes to longevity
 242 payments and wages for employees of the legislative branch
 243 comparable to the longevity and wage payment provisions of [the] an
 244 agreement [described in] approved or deemed approved in accordance
 245 with subsection (a) of this section. Nothing in this subsection shall
 246 grant longevity payments to elected officials of the legislative branch.

247 Sec. 12. (*Effective from passage*) Sections 146 to 151, inclusive, of
 248 public act 11-61 shall take effect upon approval or deemed approval by

249 the General Assembly of an agreement between the state and the State
250 Employees Bargaining Agent Coalition described in section 165 of
251 public act 11-61, as amended by this act.

252 Sec. 13. (*Effective from passage*) Not later than July 15, 2011, the
253 Governor shall submit a plan to the speaker of the House of
254 Representatives and the president pro tempore of the Senate detailing
255 any modifications to allotment requisitions or allotments in force the
256 Governor deems necessary to make pursuant to section 6 of this act
257 and any reductions in expenditures for the executive branch the
258 Governor approves pursuant to subsection (a) of section 8 of this act.
259 The speaker and the president pro tempore may refer such plan or any
260 provision thereof to the joint standing committee of the General
261 Assembly having cognizance of matters relating to appropriations and
262 the budgets of state agencies. The committee may hold a public
263 hearing regarding such plan and submit its findings to the speaker and
264 president pro tempore not later than August 10, 2011. The General
265 Assembly may call itself into special session and reject any provisions
266 of such plan by majority vote of each chamber not later than August
267 31, 2011. If the General Assembly rejects any provision of such plan, it
268 shall consider and enact legislation by August 31, 2011, that adjusts
269 expenditures for the biennium ending June 30, 2013, by an amount
270 equal to the amount of modifications or reductions proposed in such
271 provision. Notwithstanding section 6 of this act and subsection (a) of
272 section 8 of this act, if the General Assembly rejects any provision of
273 the plan pursuant to this section, the Governor shall not make the
274 modification or approve the reduction contained in such provision.

275 Sec. 14. (*Effective from passage*) If an agreement between the state and
276 the State Employees Bargaining Agent Coalition described in section
277 165 of public act 11-61, as amended by this act, is approved or deemed
278 approved pursuant to said section, then (1) sections 1, 2, 5 to 8,
279 inclusive, 10 and 13 of this act are repealed on the date of said
280 approval, and (2) the changes made by sections 3, 4 and 9 of this act to
281 subsection (a) of section 110 of public act 11-6, subsection (c) of section

282 110 of public act 11-6 and subsection (c) of section 13b-61c of the
283 general statutes, respectively, shall cease to be effective on said date.

284 Sec. 15. Section 12 of public act 11-6 is repealed. (*Effective from*
285 *passage*)

286 Sec. 16. Sections 146 to 151, inclusive, of public act 11-61 are
287 repealed. (*Effective September 1, 2011, if an agreement between the state and*
288 *the State Employees Bargaining Agent Coalition has not been approved or*
289 *deemed approved pursuant to section 165 of public act 11-61, as amended by*
290 *this act, by September 1, 2011)*

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage and applicable to taxable years commencing on or after January 1, 2011</i>	PA 11-6, Sec. 110(a)
Sec. 4	<i>from passage and applicable to taxable years commencing on or after January 1, 2011</i>	PA 11-6, Sec. 110(c)
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>from passage</i>	New section
Sec. 9	<i>July 1, 2011</i>	13b-61c(c)
Sec. 10	<i>July 1, 2011</i>	New section
Sec. 11	<i>from passage</i>	PA 11-61, Sec. 165
Sec. 12	<i>from passage</i>	New section
Sec. 13	<i>from passage</i>	New section
Sec. 14	<i>from passage</i>	New section
Sec. 15	<i>from passage</i>	Repealer section

Sec. 16	<i>September 1, 2011, if an agreement between the state and the State Employees Bargaining Agent Coalition has not been approved or deemed approved pursuant to section 165 of public act 11-61, as amended by this act, by September 1, 2011</i>	Repealer section
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